

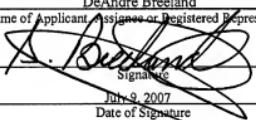
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Minoru Kawahara, et al.  
Serial No. : 10/070,239  
For : INFORMATION RECORDING APPARATUS AND  
METHOD AND INFORMATION RECORDING  
SYSTEM  
Filed : June 20, 2002  
Examiner : Syed Y. Hasan  
Art Unit : 2621  
Confirmation No. : 9661

745 Fifth Avenue  
New York NY 10151

**CERTIFICATE OF FACSIMILE**

I hereby certify that this correspondence is being transmitted via  
facsimile to 571-273-8300 on July 9, 2007

DeAndre Breeland  
(Name of Applicant, Assignee or Registered Representative)  
  
Signature  
July 9, 2007  
Date of Signature

**TERMINAL DISCLAIMER TO OBVIATE A  
DOUBLE PATENTING REJECTION (37 C.F.R. 1.321(b) and  
STATEMENT UNDER 37CFR 3.73(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The below-named attorney of record, authorized to act on the behalf of the  
assignee of record, hereby disclaims the terminal part of the entire patent granted on the above-  
identified application U.S. Application Serial No. 10/070,239, (hereinafter "the '239  
Application") which would extend beyond the expiration date of the full statutory term of U.S.

Patent Application No. 6,954,319, (hereinafter "the '319 Patent"), and hereby agrees that any patent so granted shall be enforceable only for and during such period that the legal title to the '239 Application shall be the same as the legal title to '319 Patent. This agreement is to run with any patent granted on the '239 Application and to be binding upon the grantee, its successors or assigns. The undersigned further states that 100% of the title to the '239 Application is in Sony Corporation, a Japanese corporation, by virtue of an assignment from the inventors. The assignment was recorded on July 8, 2002 at reel 013063, frame 0418.

The evidentiary documents accompanying or referred to in this Terminal Disclaimer have been reviewed by the undersigned and it is certified that to the best of the undersigned's knowledge and belief, title is in the assignee seeking to take action.

The below-named attorney of record does not disclaim any terminal part of any patent granted on the '239 Application prior to the expiration date of the full statutory term of the '319 Patent, in the event that: the '319 Patent later expires for failure to pay a maintenance fee; is held unenforceable; is found invalid; is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a); or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title stated above.

Please charge any insufficient fees or credit any overpayment associated with this Terminal Disclaimer to Deposit Account No. 50-0320.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP

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